

BEFORE THE
TENNESSEE REGULATORY AUTHORITY
NASHVILLE, TENNESSEE

IN RE: January 27, 1999

APPLICATION OF ELECTRIC)	
POWER BOARD OF CHATTANOOGA)	
FOR A CERTIFICATE OF PUBLIC)	Docket No. 97-07488
CONVENIENCE AND NECESSITY)	
TO PROVIDE INTRASTATE)	
TELECOMMUNICATIONS SERVICES)	

AGREED ORDER

On January 13, 1999, Chairman Melvin J. Malone, acting as Hearing Officer, filed his Report and Recommendation of Hearing Officer on January 12, 1999, Status Conference, in which Chairman Malone submitted a procedural schedule to the Directors for consideration. At its regularly scheduled Agenda Conference on January 19, 1999, the Directors considered and adopted the procedural schedule set forth in Chairman Malone's Report and Recommendation.

In accordance with that procedural schedule, on January 19, 1999, the Electric Power Board of Chattanooga filed its Amendment to Restated Application and filed supplemental testimonies for Harold E. DePriest, Ronald N. Fugatt, and Robert W. Nyswaner.

The procedural schedule also required that by January 19, 1999, 4:30, the intervenors notify the Authority in writing whether they request a hearing on the supplemental testimony. None of the intervenors requested a hearing. The procedural schedule further required that by January 22, 1999, 4:30, the intervenors file rebuttal testimony, if any. None of the intervenors filed rebuttal testimony.

In accordance with the procedural schedule, the parties have jointly submitted this Agreed Order, whereby the supplemental testimonies of Harold E. DePriest, Ronald N. Fugatt, and Robert W. Nyswaner and the Amendment to Restated Application are incorporated into and made a part of the evidentiary record in this proceeding, without objection.

The TRA accordingly hereby orders that the supplemental testimonies of Harold E. DePriest, Ronald N. Fugatt, and Robert W. Nyswaner and the Amendment to Restated Application are incorporated into and made a part of the evidentiary record in this proceeding.



DIRECTOR



DIRECTOR



DIRECTOR

ATTEST:



EXECUTIVE SECRETARY

AGREED AND APPROVED:

Patrick Turner / WITH PERMISSION

Patrick W. Turner
BellSouth Communications, Inc.
333 Commerce Street
Suite 2101
Nashville, Tennessee 37201-3300

Charles B. Welch, Jr. (hypertext)

Charles B. Welch, Jr.
Attorney for Tennessee Cable Telecommunications Association
Farris, Mathews, Gilman, Branam & Hellen, P.L.C.
2400 Nashville City Center
511 Union Street
Nashville, Tennessee 37219

Jon Hastings / WITH PERMISSION

Jon E. Hastings
Attorney for MCI
Boult, Cummings, Conners & Berry
P.O. Box 198062
Nashville, Tennessee 37219

Vance Broemel / WITH PERMISSION

Vance L. Broemel
Assistant Attorney General
Consumer Advocate Division
Cordell Hull Building, Second Floor
425 Fifth Avenue, North
Nashville, Tennessee 37243-0500

Henry Walker / WITH PERMISSION

Henry Walker
Attorney for ACSI & NextLink
Boult, Cummings, Conners & Berry
P.O. Box 198062
Nashville, Tennessee 37219

William C. Carriger

William C. Carriger
Attorney for Electric Power Board of Chattanooga
Strang, Fletcher, Carriger, Walker, Hodge & Smith, PLLC
400 Krystal Building
One Union Square
Chattanooga, Tennessee 37402-2514